

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

DOUGLAS E. SMITH,

Plaintiff,

VS.

UNITED STATES OF AMERICA,

Defendant.

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CIVIL ACTION NO. SA-06-CA-433-FB

**ORDER ACKNOWLEDGING SETTLEMENT, STAYING ALL PRETRIAL  
DEADLINES, DENYING ALL PENDING MOTIONS, CANCELING ALL SETTINGS  
AND REQUESTING FILING OF AN AGREED ORDER**


The Court has been informed by an Advisory to the Court (docket #27) that the parties have settled their dispute. Therefore, it is hereby ORDERED that:

- 1) The parties shall submit their settlement papers or stipulation of dismissal and any appropriate supporting documents on or before December 23, 2008. Should the parties be unable to submit those documents by that date, the party unable to meet the deadline should move for an extension of time to file the documents.
- 2) All pretrial deadlines are hereby STAYED. If the parties fail to meet the above deadline, or are unable to finalize their settlement, the Court will set new pretrial deadlines, accelerated to account for the delay.
- 3) All motions pending in this action between plaintiffs and defendant, if any, are DENIED, subject to reurging should the parties be unable to finalize their settlement of the case. All previously scheduled settings, including the bench trial set for Monday, September 29, 2008, are hereby CANCELED.

No extensions of the above deadline shall be granted except upon a showing of good cause.

It is so ORDERED.

SIGNED this 24th day of September, 2008.

  
FRED BIERY  
UNITED STATES DISTRICT JUDGE